IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CRIMINAL APPELLATE SIDE JURISDICTION

CRIMINAL APPLICATION NO.2789 OF 2005
IN
CRIMINAL APPLICATION NO.3429 OF 2004

Mohd.Aslam Shabbir Shaikh @ Banti. ..Applicant.

V/s.

The State of Maharashtra. ..Respondent.

Shri Niranjan Mundargi, advocate for applicant.
Shri V.B.Konde-Deshmukh, APP for State.

CORAM: A.M.KHANWILKAR,J

DATE : JUNE 27, 2005.

P.C. :

1. Heard counsel for the applicant/accused No.3 and learned APP for the State.

2. The limited relief claimed in this application is to relax condition stipulated under order dated October 18, 2004 restricting the applicant entering within Ahmednagar District during the pendency of the trial, except for attending court case. It is stated that the court cases which were pending at Ahmednagar have ended in acquittal.

3. The learned APP fairly accepts this position. Learned APP submits that even if the applicant is

permitted to enter Ahmednagar district, it is appropriate, having regard to the antecedents of the applicants, that he reports at the local police station in whose jurisdiction the applicant would reside in Ahmednagar.

4. In the circumstances, application is allowed by modifying the condition of entry of the applicant in Ahmednagar on the above conditions.

5. The applicant shall report to the Local Police station once a week. Besides the applicant will inform his place of residence to the Investigating Officer forthwith.

6. Rest of the conditions in the order dated 18th October, 2004 will remain the same.

7. Application is disposed of accordingly.